

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DALMER LEE REYAN,

Plaintiff,

v.

PENNSYLVANIA DEPARTMENT OF
CORRECTIONS, *et al.*,

Defendants.

:
: CIVIL ACTION NO. 3:18-CV-1485
:
: (JUDGE MARIANI)
: (Magistrate Judge Arbuckle)
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:
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ORDER

AND NOW, THIS 23rd DAY OF AUGUST 2019, upon review of

Magistrate Judge Arbuckle's Report and Recommendation ("R&R") (Doc. 38) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 38) is **ADOPTED** for the reasons set forth therein;
2. Medical Defendants' Motion for Summary Judgment, or in the alternative, to Dismiss (Doc. 21) is **GRANTED IN PART** and **DENIED IN PART**;
3. Insofar as Medical Defendants' motion is construed as one for summary judgment, it is **DENIED WITHOUT PREJUDICE**;
4. Plaintiff's 42 U.S.C. § 1983 claim against Defendant Correct Care Solutions is **DISMISSED WITH PREJUDICE**;

5. All claims other than Plaintiff's 42 U.S.C. § 1983 claim against Defendant Correct Care Solutions proceed.

A handwritten signature in black ink, appearing to read "R. Mariani", written over a horizontal line.

Robert D. Mariani
United States District Judge